

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO**

IN RE:

**DANIEL ENRIQUE PENA VELAZQUEZ
DEBTOR(S)**

CASE NO. 10-01521 (SEK)

CHAPTER 13

**INFORMATIVE MOTION
(AMENDED SCHEDULES I & J)**

TO THE HONORABLE COURT:

Here come(s) Debtor(s), represented by the undersigned attorney, and represents as follows:

1. Debtor(s) inform(s) of the filing of **Amended Schedules J & I**, pursuant to Rule 1009, in order to:

Schedule I:

a. Reflect the debtors' household income, including his father's social security benefit and his mother's Nutritional Assistance Program benefit.

b. Also, to reflect debtor's household size of six members, including debtor. His sisters are minors and study and his brother, of legal age, is unemployed. Basically, the only member with regular income from employment is the debtor. Debtors' siblings statements are attached hereto.

Schedule J:

a. To reflect the total household expenses in contrast with total household income per month.

WHEREFORE applicant(s) pray(s) from this Honorable Court to take notice of the amended schedules.

RESPECTFULLY SUBMITTED.

WHEREFORE, the petitioning Creditor pray(s) from this Honorable Court to take notice of the aforementioned and allow the filing of the documents attached hereto.

NOTICE: Within fourteen (14) days after service as evidenced by the certification, and an additional three (3) days pursuant to Fed. R. Bank. P. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the Clerk's office of the U.S. Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the paper will be deemed unopposed and may be granted unless: (i) the requested relief is forbidden by law; (ii) the requested relief is against public policy; or (iii) in the opinion of the Court, the interest of justice requires otherwise.

CERTIFICATE OF SERVICE: I hereby certify that on this same date I electronically filed the above document with the Clerk of the Court using the CM/ECF System which will send a notification of such filing to all CM/ECF participants in this case, including: WILFREDO SEGARRA MIRANDA, ESQ., Chapter 7 Trustee and to MONSITA LECAROS ARRIBAS, ESQ., Assistant U.S. Trustee. Furthermore, I hereby certify that I mailed this document by First Class Mail postage prepaid to the non CM/ECF participants included in the attached master address list.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, April 14, 2010.

S/JOSE L. JIMENEZ QUINONES

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IN RE PENA VELAZQUEZ, DANIEL ENRIQUE

Debtor(s)

Case No. 10-01521

(If known)

AMENDED SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status Single	DEPENDENTS OF DEBTOR AND SPOUSE	
	RELATIONSHIP(S): Mother Father Brother Sister Brother	AGE(S): 55 64 21 18 17
EMPLOYMENT:	DEBTOR	SPOUSE
Occupation AGENT Name of Employer POLICIA DE PUERTO RICO How long employed 10 years Address of Employer PO BOX 70166 SAN JUAN, PR 00936-8166		

INCOME: (Estimate of average or projected monthly income at time case filed)

1. Current monthly gross wages, salary, and commissions (prorate if not paid monthly)

	DEBTOR	SPOUSE
\$	<u>2,390.00</u>	\$

2. Estimated monthly overtime

\$		\$
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3. SUBTOTAL

\$	<u>2,390.00</u>	\$
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4. LESS PAYROLL DEDUCTIONS

\$	<u>199.14</u>	\$
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a. Payroll taxes and Social Security

\$	<u>157.66</u>	\$
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b. Insurance

\$		\$
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c. Union dues

\$		\$
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d. Other (specify) See Schedule Attached

\$	<u>551.68</u>	\$
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\$		\$
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5. SUBTOTAL OF PAYROLL DEDUCTIONS

\$	<u>908.48</u>	\$
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6. TOTAL NET MONTHLY TAKE HOME PAY

\$	<u>1,481.52</u>	\$
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7. Regular income from operation of business or profession or farm (attach detailed statement)

\$		\$
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8. Income from real property

\$		\$
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9. Interest and dividends

\$		\$
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10. Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above

\$		\$
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11. Social Security or other government assistance

\$		\$
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(Specify) **FATHER'S SOCIAL SECURITY**

\$	<u>450.00</u>	\$
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GRANDMOTHER'S NUTRITIONAL PROGRAM (PAN)

\$	<u>432.00</u>	\$
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12. Pension or retirement income

\$		\$
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13. Other monthly income

\$		\$
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(Specify) **CHRISTMAS BONUS**

\$	<u>83.33</u>	\$
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BENEFIT PAYMENT FROM HEALTH INSURANCE

\$	<u>100.00</u>	\$
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PAYMENT FOR ADDITIONAL HOURS

\$	<u>69.45</u>	\$
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14. SUBTOTAL OF LINES 7 THROUGH 13

\$	<u>1,134.78</u>	\$
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15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)

\$	<u>2,616.30</u>	\$
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16. COMBINED AVERAGE MONTHLY INCOME: (Combine column totals from line 15; if there is only one debtor repeat total reported on line 15)

\$	<u>2,616.30</u>
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(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document:

None

Debtor(s)

AMENDED SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

Continuation Sheet - Page 1 of 1

	DEBTOR	SPOUSE
Other Payroll Deductions:		
AEELA Savings	70.06	
Retirement Plan	227.06	
Retirement Loan	236.56	
Union	18.00	

IN RE PENA VELAZQUEZ, DANIEL ENRIQUE

Debtor(s)

Case No. 10-01521

(If known)

AMENDED SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate any payments made biweekly, quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the deductions from income allowed on Form 22A or 22C.

☐ Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse."

1. Rent or home mortgage payment (include lot rented for mobile home)	\$ _____
a. Are real estate taxes included? Yes _____ No <input checked="" type="checkbox"/>	
b. Is property insurance included? Yes _____ No <input checked="" type="checkbox"/>	
2. Utilities:	
a. Electricity and heating fuel	\$ <u>150.00</u>
b. Water and sewer	\$ <u>50.00</u>
c. Telephone	\$ _____
d. Other <u>CELLULAR</u>	\$ <u>80.00</u>
3. Home maintenance (repairs and upkeep)	\$ _____
4. Food	\$ <u>800.00</u>
5. Clothing	\$ <u>125.00</u>
6. Laundry and dry cleaning	\$ <u>45.00</u>
7. Medical and dental expenses	\$ <u>40.00</u>
8. Transportation (not including car payments)	\$ <u>225.00</u>
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$ <u>65.00</u>
10. Charitable contributions	\$ <u>60.00</u>
11. Insurance (not deducted from wages or included in home mortgage payments)	
a. Homeowner's or renter's	\$ _____
b. Life	\$ _____
c. Health	\$ _____
d. Auto	\$ _____
e. Other _____	\$ _____
12. Taxes (not deducted from wages or included in home mortgage payments)	
(Specify) <u>CAR LICENSE PRORATED</u>	\$ <u>16.00</u>
13. Installment payments: (in chapter 11, 12 and 13 cases, do not list payments to be included in the plan)	
a. Auto	\$ <u>357.00</u>
b. Other <u>CAR MAINTENANCE</u>	\$ <u>25.00</u>
<u>TOLL</u>	\$ <u>20.00</u>
14. Alimony, maintenance, and support paid to others	\$ _____
15. Payments for support of additional dependents not living at your home	\$ _____
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$ _____
17. Other <u>See Schedule Attached</u>	\$ <u>620.00</u>
	\$ _____
	\$ _____

18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.

\$ 2,678.00

19. Describe any increase or decrease in expenditures anticipated to occur within the year following the filing of this document:
None

20. STATEMENT OF MONTHLY NET INCOME

a. Average monthly income from Line 15 of Schedule I	\$ <u>2,616.30</u>
b. Average monthly expenses from Line 18 above	\$ <u>2,678.00</u>
c. Monthly net income (a. minus b.)	\$ <u>-61.70</u>

Debtor(s)

AMENDED SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Continuation Sheet - Page 1 of 1

Other Expenses

BARBAER SHOP & HAIR SALON

75.00

LUNCHES AT WORK

100.00

BARBER

45.00

CONTINGENCY-EMERGENCY FUND

100.00

CONTRIBUTION TO PARENTS' EXPENSES-MEDICAL, CLOTHING AND

300.00

PERSONAL CARE

IN RE PENA VELAZQUEZ, DANIEL ENRIQUE

Debtor(s)

Case No. 10-01521

(If known)

AMENDED DECLARATION CONCERNING DEBTOR'S SCHEDULES**DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of 4 sheets, and that they are true and correct to the best of my knowledge, information, and belief.

Date: April 14, 2010Signature: /s/ DANIEL ENRIQUE PENA VELAZQUEZ
DANIEL ENRIQUE PENA VELAZQUEZ

Debtor

Date: _____ Signature: _____

(Joint Debtor, if any)

[If joint case, both spouses must sign.]

DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (Sec 11 U.S.C. § 110)

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342 (b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required by that section.

Printed or Typed Name and Title, if any, of Bankruptcy Petition Preparer

Social Security No. (Required by 11 U.S.C. § 110.)

If the bankruptcy petition preparer is not an individual, state the name, title (if any), address, and social security number of the officer, principal, responsible person, or partner who signs the document.

Address

Signature of Bankruptcy Petition Preparer

Date

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document, unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person.

A bankruptcy petition preparer's failure to comply with the provision of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the _____ (the president or other officer or an authorized agent of the corporation or a member or an authorized agent of the partnership) of the _____ (corporation or partnership) named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of _____ sheets (*total shown on summary page plus 1*), and that they are true and correct to the best of my knowledge, information, and belief.

Date: _____ Signature: _____

(Print or type name of individual signing on behalf of debtor)

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

A quien puede interesar

Yo Lysandra Peña Velázquez con seguro
social [REDACTED]-0191 certifico que soy hermana
de Daniel E. Peña Velázquez y que actualmente
no me encuentro trabajando.

Lysandra Peña Velázquez

Apt. 1373, Las Piedras
Puerto Rico 00771

A quien pueda interesar

Yo Isabella Lee Peña Velázquez con seguro social
[REDACTED]-5502 certifico que soy hermana de
Daniel E. Peña Velázquez. Actualmente estudio un
curso de Técnico de Farmacia pero no estoy
laborando.

Sup. E. R. - 11/2/2017
API 1373 RD. Montañas 1.
San Pedro de Macoris, D.R. 07771.

A quien pueda interesar

Yo Francisco J. Peña Velázquez con el
seguro social [REDACTED]-3979 certifico que
no estoy trabajando actualmente y que
me encuentro en gestiones de
ingresar al cuerpo de la policía de
Buenos Aires

Francisco J. Peña Velázquez
C.B. 1373
Las Víllas P.R. 00771